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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT EXAMINING OPERATIONS

Appl. No. : 10/730,967 Confirmation No. 3674  
Applicant : Chaffin, John Harvie  
Filed : December 9, 2003  
TC/A.U. : 1775  
Examiner : Archene Turner  
  
Docket No. : 146E-0242U  
Customer No. : 000053587  
Title : DIAMOND FILMS AND METHODS OF MAKING DIAMOND  
FILMS

Commission for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENT TO FORM PTO/SB/08A  
INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(c)(1)

This Information disclosure Statement ("IDS") is being filed under 37 CFR § 1.97(c)(1). The enclosed reference is being filed before the mailing date of a final action or notice of allowance, and was first cited in the counterpart PCT application not more than three months prior to this IDS filing. As such, no fee is required.

## REMARKS

The enclosed PTO/SB/08A form is incorporated as part of the Information Disclosure Statement. A copy of each cited document is enclosed herewith.

This Information disclosure Statement ("IDS") is being filed under 37 CFR § 1.97(c)(1). A Certification, in accordance with 37 CFR § 1.97(e)(1) and setting forth the pertinent facts, is enclosed as Exhibit A. In short, the cited documents are being submitted no later than three months from the date when the documents were first cited in a communication from a foreign patent office in a counterpart PCT application, at which time the documents first became known to the Applicant and the undersigned.

Applicant submits herewith patents, publications, or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR § 1.56.

While this Information Disclosure Statement may be "material" pursuant to 37 CFR § 1.56, it is not intended to constitute an admission that any patent, publication, or other information referred to therein is prior art or material to patentability of the present invention.

In accordance with 37 CFR § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR § 1.56(a) exists.

In accordance with 37 CFR § 1.97(c), the Information Disclosure Statement is being filed before the mailing date of either a final action or a notice of allowance. Additionally, a certification pursuant to 37 CFR § 1.97(e)(1) is included which states that the cited documents first became known to any individual designated in 37 CFR § 1.56(c) upon receipt of a communication from a foreign patent office in a counterpart PCT application, which has a

mailing date not more than three months prior to the filing of the IDS. As the IDS is being submitted pursuant to 37 CFR § 1.97(c)(1), no fee is required.

CITED PATENTS

1. U.S. Patent No. 5,902,563 A (Pinneo) May 11, 1999
2. U.S. Patent No. 5,225,275 A (Aida) July 6, 1993
3. U.S. Patent No. 5,209,812 A (Wu et al.) May 11, 1993

Respectfully submitted,

EVERMAN LAW FIRM, PA

By 

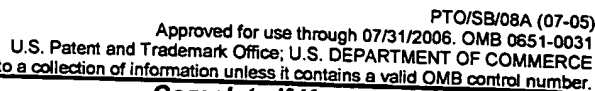
Gregory R. Everman

Reg. No. 47,553

Tel.: (704) 552-3999

Enclosures:

- \* Certification Pursuant to 37 C.F.R. 1.97(e)(1)
- \* IDS Form PTO/SB/08A
- \* Copies of listed patent



**Complete if Known**

**(Use as many sheets as necessary)**

Sheet	1	of	1
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Application Number	10/730,967
Filing Date	Nov. 5, 2005
First Named Inventor	John H. Chaffin, III
Art Unit	1775
Examiner Name	Turner, Archene A.
Attorney Docket Number	146E-0242U

## U. S. PATENT DOCUMENTS

**FOREIGN PATENT DOCUMENTS**

**Examiner  
Signature**

Date  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by Translation is attached. <sup>6</sup> For the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>7</sup> Applicant is to place a check mark here if English language. <sup>8</sup> The document is a translation of a foreign language document.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



**CERTIFICATION PURSUANT TO 37 C.F.R. 1.97(e)(1)**

I, Gregory R. Everman having personal knowledge of the facts set forth herein, hereby certify that:

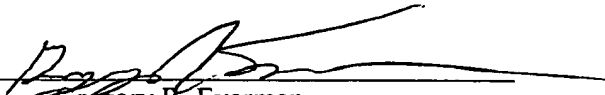
1. I am a patent attorney of good standing; Registration No. 47,553.
2. I am the patent attorney for Applicant for the subject Utility Patent Application.
3. I am currently prosecuting the subject application on behalf of the Applicant.
4. On September 28, 2005, a NOTIFICATION OF TRANSMITTAL OF THE INTERNATIONAL SEARCH REPORT AND THE WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY (hereinafter "NOTIFICATION") was mailed. (Cover of the NOTIFICATION is enclosed as Exhibit B, identifying the date mailed).
5. The NOTIFICATION cited three references, (U.S. Patent Nos. 5,902,563 A (Pinneo); 5,225,275 A (Aida); and 5,209,812 A (Wu et al.), that was not made of record in the present application.
6. After a reasonable investigation, and upon information and belief, the aforementioned references were not known to any individual designated in 37 CFR 1.56(c) until after they was received by this Firm, EVERMAN LAW FIRM, PA, via the NOTIFICATION dated September 28, 2005.
7. An Information Disclosure Statement (hereinafter "IDS") is being filed on November 5, 2005, no later than three months from the mailing date the NOTIFICATION was sent by the International Searching Authority to this Firm.
8. The IDS includes copies of the aforementioned references for consideration by the Examiner and inclusion into the record.
9. The IDS is being filed after the period specified by 37 CFR 1.97(b).
10. The IDS is being filed before the mailing date of either a final action, a notice of allowance, or an action that otherwise closes prosecution in the application, whichever may come first.

This the 5<sup>th</sup> day of November 5, 2005.

  
Gregory R. Everman

Respectfully submitted,

EVERMAN LAW FIRM, PA

By   
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